IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 27TH JULY 2007 / 5TH SRAVANA 1929

WP(C).No. 378 of 2004(T)

PETITIONER:

K. REMADEVI, ASSISTANT DIRECTOR OF AGRICULTURE, DIRECTORATE OF AGRICULTURE, VIKAS BHAVAN, THIRUVANANTHAPURAM.

BY ADV. SRI.C.K.THANU PILLAI
SRI.S.S.HUSSAIN

RESPONDENTS:
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1. THE DIRECTOR OF AGRICULTURE VIKAS BHAVAN, THIRUVANANTHAPURAM.

2. ACCOUNTANT GENERAL (A & E), KERALA INDIAN AUDIT AND ACCOUNTS DEPARTMENT, THIRUVANANTHAPURAM.

3. THE SECRETARY TO GOVERNMENT, FINANCE DEPARTMENT, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM.

4. THE PRINCIPAL SECRETARY TO GOVERNMENT, AGRICULTURAL (EA) DEPARTMENT, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM.

5. THE AGRICULTURAL PRODUCTION COMMISSIONER, AGRICULTURAL (EA) DEPARTMENT, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI. V.T.K. MOHANAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 27/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 378/2004

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE ORDER NO. SB(4) 69199/82 DT. 7/12/82 OF THE R1.

EXT.P2. COPY OF THE GOVERNMENT DECISION NO.2.

EXT.P3. COPY OF THE GO P NO. 540/94/FIN DT. 30/09/94.

EXT.P4. COPY OF THE ORDER NO. SD(4)/11885/02 DT. 31/08/02 OF THE R1.

EXT.P5. COPY OF THE AUDIT OBJECTION NO. GE/30/A/R1/58 356 DT. 27/09/2002 OF THE R2.

EXT.P6. COPY OF THE LETTER NO. SD 3/43644/02 DT. 16/12/2002 OF THE R1.

EXT.P7. COPY OF THE LETTER NO. GE/30/A/R1/58 DT. 24/1/03 OF THE R2.

EXT.P8. COPY OF THE ORDER NO.S D 3/43644/02 DT. 10/2/03 OF THE R1.

EXT.P9. COPY OF THE SUBMISSION DT. 6/3/03 OF THE PETITIONER.

EXT.P10. COPY OF THE REPORT NO. SD 3/13445/03 DT. 09/5/03 OF THE R1.

EXT.P11. COPY OF THE LETTER NO. 16855/EA1/2003/AD DT. 14/08/03 OF THE R5.

EXT.P12. COPY OF THE JUDGMENT IN WA NO. 3208/2000 DT. 3/6/03 OF THIS COURT.

RESPONDENT'S EXHIBITS **NIL**

True copy

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KURIAN JOSEPH J.

W.P.(C) No.378 of 2004

Dated 27th July, 2007.

J U D G M E N T

Petitioner is aggrieved since the provisional service rendered by her prior to 1.10.1994 is not counted for the purpose of extending the benefit under Rule 33 Part I K.S.R. The issue is covered in favour of the petitioner by Ext.P12 judgment. The impugned audit objections and impugned orders are hence quashed. There will be a direction to the first respondent to extend a similar treatment to the petitioner as extended to the petitioners covered by Ext.P12 judgment, within three months from the date of production of a copy of the judgment.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J.

O.P. NO. OF 200

J U D G M E N T

Dated 27th July, 2007.